

Image

AF/1631



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of:

Mark S. ABAD *et al.*

Appln. No.: 09/615,606

Filed: July 13, 2000

For: **Nucleic Acid Molecules and Other
Molecules Associated with Plants**

Art Unit: 1631

Examiner: Michael L. Borin

Atty. Docket: 38-21(15444)C / 16517.284

Conf. No.: 7322

**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed November 13, 2003, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fees for this filing is given in the accompanying transmittal letter. A duplicate copy of this Notice is attached.

Respectfully submitted,

David R. Marsh (Reg. No. 41,408)

Holly Logue Prutz (Reg. No. 47,755)

Date: April 15, 2004

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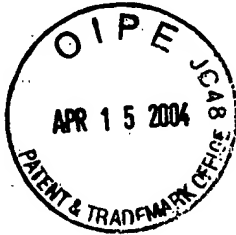
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April 15, 2004

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
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Re: U.S. Application No. 09/615,606
Filed: July 13, 2000
Title: **Nucleic Acid Molecules and Other Molecules Associated
with Plants**
Applicants: Mark S. ABAD *et al.*
Atty. Docket: 38-21(15444)C / 16517.284

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. a Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
2. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants request that the following fee be charged to Deposit Account No. 50-2387 referencing docket number 16517.284:

\$ 330.00 Notice of Appeal fee

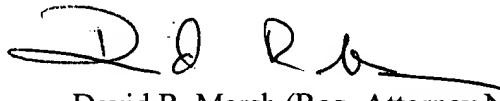
In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any fees, other than the above fee (\$330.00), are due in conjunction with this filing. However, if any additional fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees

ARNOLD & PORTER LLP

Commissioner for Patents
U.S. Appln. No. 09/615,606
April 15, 2004
Page 2

to Arnold & Porter Deposit Account No. 50-2387 referencing matter number 16517.284. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D R Marsh', with a long horizontal flourish extending to the right.

David R. Marsh (Reg. Attorney No. 41,408)
Holly Logue Prutz (Reg. Attorney No. 47,755)

Attachments